

PATENT

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT : Noble, Stephen W., Jr.  
 SERIAL NO : 09/759,877  
 FILED : January 12, 2001  
 TITLE : HYBRID MAIZE PLANT & SEED 34M94

Grp./A.U. : 1638  
 Examiner : Kruse, David H.  
 Conf. No. : 2539  
 Docket No. : P04808US0

FAX RECEIVED  
 OCT 16 2002  
 GROUP 1600

## AMENDMENT

Assistant Commissioner for Patents  
 Washington, D.C. 20231

Sir:

In response to the Office Action dated July 16, 2002, please consider the following remarks.

In the Specification

Please amend the paragraph beginning at page 40, line 32 with the following:

With the advent of molecular biological techniques that have allowed the isolation and characterization of genes that encode specific protein products, scientists in the field of plant biology developed a strong interest in engineering the genome of plants to contain and express foreign genes, or additional, or modified versions of native or endogenous genes (perhaps driven by different promoters) in order to alter the traits of a plant in a specific manner. Such foreign, additional and/or modified genes are referred to herein collectively as "transgenes". Over the last

## CERTIFICATE OF FACSIMILE TRANSMISSION (37 C.F.R. § 1.6(a)(3))

10/16/02 08:55 TTAB1 1600000004 260004 09759877

I hereby certify that this document and the documents referred to as enclosed therein are being transmitted via facsimile to: Technology Center 1600 (Art Unit: 1638) 703-872-9306, Attn: Assistant Commissioner for Patents Washington, D.C. 20231, on this 16th day of October, 2002.

  
 H. M. S. Nebel